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Attorneys for Creditors / Movants  
JAIME RODRIGUEZ, and  
ANA LIDIA GOMEZ

**UNITED STATES BANKRUPTCY COURT**  
**CENTRAL DISTRICT OF CALIFORNIA**  
**SANTA ANA DIVISION**

In re

THE ORIGINAL MOWBRAY'S TREE  
SERVICE, INC., a Delaware corporation

Debtor and  
Debtor-in-Possession,

BK Case No.: 8:24-bk-12674-TA

Chapter 11

**NOTICE OF HEARING AND MOTION  
OF JAIME RODRIGUEZ AND ANA  
LIDIA GOMEZ'S TO APPOINT A  
CHAPTER 11 TRUSTEE PURSUANT TO  
11 U.S.C. 1104(a); AND MOTION TO  
SUBSTANTIVELY CONSOLIDATE  
PINO TREE SERVICES, INC.,  
MOWBRAY WATERMAN PROPERTY,  
LLC, AND PHOENIX TRAFFIC  
MANAGEMENT, INC. WITH THE  
DEBTOR'S BANKRUPTCY CASE**

Date: March 5, 2025

Time: 10:00am

Location: 411 West Fourth St. Ctrm 5B  
Santa Ana, CA 92701

Hon. Theodor C. Albert

**TO: THE HONORABLE THE HONORABLE THEODOR C. ALBERT, THE DEBTOR,  
THE ORIGINAL MOWBRAY'S TREE SERVICE, INC., PINO TREE SERVICES, INC.,  
MOWBRAY WATERMAN PROPERTY, LLC, PHOENIX TRAFFIC MANAGEMENT,  
INC. AND ALL INTERESTED PARTIES:**

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**I.**

**NOTICE OF HEARING AND MOTION**

**PLEASE TAKE NOTICE THAT** on March 5, 2025 at 10:00 a.m. before the Honorable Theodor C. Albert, United States Bankruptcy Court Judge, located at 411 West Fourth St., Ctrm 4B, Santa Ana, CA 92701, Movants and Creditors JAMIE RODRIGUEZ and ANA LIDIA GOMEZ (hereinafter referred to as “Movants”), by and through their undersigned Counsel, will be Moving for (1) an Order Appointing a Chapter 11 Trustee Pursuant to 11 U.S.C. 1104(A); and (2) an Order Substantively Consolidating Pino Tree Services, Inc., Mowbray Waterman Property, LLC, And Phoenix Traffic Management, Inc. With The Debtor in Debtor’s Bankruptcy Case.

**YOU ARE FURTHER NOTIFIED THAT:**

**Your rights may be affected.** You should read these papers carefully and discuss them with your attorney, if you have one. (If you do not have an attorney, you may wish to consult one.)

**Deadline for Opposition Papers:** This Motion is being heard on regular notice pursuant to LBR 9013-1. If you wish to oppose this Motion, you must file a written response with the court and serve a copy of it upon the Movants’ attorney at the address set forth above no less than fourteen (14) days prior to the above hearing date. If you fail to file a written response to this Motion within such time period, the court may treat such failure as a waiver of your right to oppose the Motion and may grant the requested relief. Pursuant to Local Bankruptcy Rule 9013-1(h), papers not timely filed and served may be deemed by the court to be consent to the granting or denial of the motion, as the case may be.

**II.**

**MOTION**

Movants and Creditors JAMIE RODRIGUEZ and ANA LIDIA GOMEZ (hereinafter as “Movants”), by and through their undersigned Counsel, herein Move this Court for an Order (1) Appointing a Chapter 11 Trustee Pursuant to 11 U.S.C. 1104(a); and (2) an Order Substantively Consolidating Pino Tree Services, Inc., Mowbray Waterman Property, LLC, And Phoenix Traffic Management, Inc. With The Debtor in the Debtor’s Bankruptcy Case nunc pro tunc back to the Petition filing date.

This Motion is based on good cause and the concurrently filed Memorandum of Points and Authorities in Support, the Declaration of Ahren Tiller, the Declaration of Ronnie Jordan, and the attached Request for Judicial Notice, as well as the attached Exhibits 1-21, all filed concurrently with this Notice of Hearing and Notice of Motion.

Dated: February 7, 2025,

Submitted by: /s/ Ahren A. Tiller, Esq.

Ahren A. Tiller, Esq.  
Bankruptcy Law Center, APC  
Attorneys for Movants  
JAIME RODRIGUEZ and  
ANA LIDIA GOMEZ

**PROOF OF SERVICE**

I Michaela Brown, am over the age of eighteen (18) years and not a part to this bankruptcy case. I am employed in the office of an attorney licensed to practice in the State of California and admitted to practice in this district. My business address is 1230 Columbia St., Ste. 1100 San Diego, CA 92101. If called to testify hereto, I could and would do so as follows:

On February 7, 2025, a true and correct copy of the foregoing documents entitled:

☒ Notice of Hearing and Motion

☒ Memorandum of Points and Authorities in Support of Creditor, Jaime Rodriguez and Ana Lidia Gomez's Motion to Appoint a Chapter 11 Trustee Pursuant to 11 U.S.C. 1104(A); And Motion to Substantively Consolidate Pino Tree Services, Inc., Mowbray Waterman Property, LLC, and Phoenix Traffic Management, Inc. With The Debtor's Bankruptcy Case

☒ Declarations of Ahren A. Tiller and Ronnie Jordan in Support of Motion

☒ Request for Judicial Notice in Support of Motion


☒ Exhibits 1 – 21 in Support of Motion

were served on the following parties via the following methods:

☒ See attached service list

I declare under the penalty of perjury of the laws of the United States of America that the foregoing is true and correct.

Dated: February 7, 2025,

By:   
Michaela Brown  
Paralegal  
BLC Law Center, APC

**ATTACHED SERVICE LIST**

**1. SERVED BY UNITED STATES POSTAL SERVICE CERTIFIED MAIL:**

Pursuant to F.R.B.P. 7004 and/or controlling LBR, on February 7, 2025, I served  
the following persons and/or entities by certified U.S. Mail as follows:

For Pino Tree Service, Inc:

☒ Pino Tree Service, Inc.  
c/o Agent Anjie Parker  
54960 Pine Crest Ave. Ste. 5  
Idyllwild, CA 92549

*CA Secretary of State designated agent for service of process for  
Pino Tree Service, Inc. – F.R.B.P. 7004(b)(3)(A)*

☒ Jacobius DePino  
686 E. Mill St. Floor 2  
San Bernardino, CA 92408

*Managing member of Pino Tree Service, Inc. – F.R.B.P.  
7004(b)(3)(A)*

☒ Robert S. Marticello, Esq.  
Raines, Feldman Littrell, LLP  
3200 Park Center Dr., Ste. 250  
Costa Mesa, CA 92626

*Attorney for Pino Tree Service, Inc. identified by Debtor at 1/3/25  
continued 341(a) Meeting – F.R.B.P. 7004(b)(3)(B)*

For Mowbray Waterman Property, LLC:

☒ Mowbray Waterman Property, LLC  
c/o Robin Mowbray  
215 North D. Street  
First Floor  
San Bernardino, CA 92401

*Managing member of Mowbray Waterman Property, LLC –  
F.R.B.P. 7004(b)(3)(A)*

☒ Mowbray Waterman Property, LLC  
c/o Agent Craig E. Wilson  
215 North D. St.  
First Floor  
San Bernardino, CA 92401

*CA Secretary of State designated agent for service of process for  
Pino Tree Service, Inc. – F.R.B.P. 7004(b)(3)(A)*

1           ☒     Roy Zur, Esq.  
2                 Elkins Kalt Weintraub Reuben Gartside, LLP  
3                 10345 W. Olympic Blvd  
4                 Los Angeles, CA 90064

5                 *Attorney for Mowbray Waterman Property, LLC identified by*  
6                 *Debtor at 1/3/25 continued 341(a) Meeting – F.R.B.P.*  
7                 *7004(b)(3)(B)*

8           For the Debtor:

9           ☒     Robert S. Marticello, Esq.  
10                 Raines, Feldman Littrell, LLP  
11                 3200 Park Center Dr., Ste. 250  
12                 Costa Mesa, CA 92626

13                 *Attorney for The Original Mowbray's Tree Service, Inc. – F.R.B.P.*  
14                 *7004(b)(3)(B)*

15           For UCC Secured Creditors of Pino Tree Service, Inc:

16           ☒     Merchant's Bank, National Association  
17                 Attn: Greg Evans CEO  
18                 210 S. Main Ave  
19                 Rugby, ND 58368

20                 *CEO of National Banking Association, served at primary business*  
21                 *address designated with FDIC – F.R.B.P. 7004(b)(3)(A)*

22           ☒     Caterpillar Financial Services Corporation  
23                 c/o agent CSC Lawyers Incorporating Service  
24                 2710 Gateway Oaks Dr  
25                 Sacramento, CA 95833

26                 *CA Secretary of State designated agent for service of process for*  
27                 *Caterpillar Financial Services Corporation. – F.R.B.P.*  
28                 *7004(b)(3)(A)*

29           ☒     Culain Capital Funding, LLC  
30                 c/o agent Steven N. Kurtz  
31                 15303 Ventura Blvd., Ste. 1560  
32                 Sherman Oaks, CA 91403

33                 *CA Secretary of State designated agent for service of process for*  
34                 *Culain Capital Funding, LLC. – F.R.B.P. 7004(b)(3)(A)*

35           ☒     De Lage Landen Financial Services, Inc.  
36                 c/o agent Corporation Service Company  
37                 2595 Interstate Dr. Ste. 103  
38                 Harrisburg, PA 17110

39                 *PA Secretary of State designated agent for service of process for De*  
40                 *Lage Landed Financial Services, Inc. – F.R.B.P. 7004(b)(3)(A)*

1           ☒ Corporation Service Company, as Representative  
2           c/o agent CSC Lawyers Incorporating Service  
3           2710 Gateway Oaks Dr  
4           Sacramento, CA 95833

5           *CA Secretary of State designated agent for service of process for*  
6           *Corporation Service Company. – F.R.B.P. 7004(b)(3)(A)*

7           **2. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC**

8           **FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing  
9           documents will be served by the court via NEF and hyperlink to the document. On  
10          February 7, 2025, I checked the CM/ECF docket for this bankruptcy case or  
11          adversary proceeding and determined that the following persons are on the  
12          Electronic Mail Notice List to receive NEF transmission at the email addresses  
13          stated below:

14          ☒ Kenneth J Catanzarite - [kcatanzarite@catanzarite.com](mailto:kcatanzarite@catanzarite.com)  
15          ☒ Marshall F Goldberg - [mgoldberg@glassgoldberg.com](mailto:mgoldberg@glassgoldberg.com),  
16          [jbailey@glassgoldberg.com](mailto:jbailey@glassgoldberg.com)  
17          ☒ Alan Craig Hochheiser - [ahochheiser@mauricewutscher.com](mailto:ahochheiser@mauricewutscher.com),  
18          [arodriguez@mauricewutscher.com](mailto:arodriguez@mauricewutscher.com)  
19          ☒ Raffi Khatchadourian - [raffi@hemar-rousso.com](mailto:raffi@hemar-rousso.com)  
20          ☒ Valery Lumber - [valloumlegal@gmail.com](mailto:valloumlegal@gmail.com)  
21          ☒ James MacLeod - [jmacleod@dunninglaw.com](mailto:jmacleod@dunninglaw.com), [nancy@dunninglaw.com](mailto:nancy@dunninglaw.com)  
22          ☒ Robert S Marticello - [rmarticello@raineslaw.com](mailto:rmarticello@raineslaw.com),  
23          [bclark@raineslaw.com](mailto:bclark@raineslaw.com); [jfisher@raineslaw.com](mailto:jfisher@raineslaw.com)  
24          ☒ David W. Meadows - [david@davidwmeadowslaw.com](mailto:david@davidwmeadowslaw.com)  
25          ☒ Queenie K Ng (UST) - [queenie.k.ng@usdoj.gov](mailto:queenie.k.ng@usdoj.gov)  
26          ☒ Estela O Pino - [epino@epinolaw.com](mailto:epino@epinolaw.com), [staff@epinolaw.com](mailto:staff@epinolaw.com);  
27          [clerk@epinolaw.com](mailto:clerk@epinolaw.com)  
28          ☒ Amitkumar Sharma - [amit.sharma@aisinfo.com](mailto:amit.sharma@aisinfo.com)  
        ☒ Thomas E Shuck - [tshuck@pmcos.com](mailto:tshuck@pmcos.com), [efilings@pmcos.com](mailto:efilings@pmcos.com)  
        ☒ Michael Simon - [msimon@raineslaw.com](mailto:msimon@raineslaw.com), [bclark@raineslaw.com](mailto:bclark@raineslaw.com);  
        [jfisher@raineslaw.com](mailto:jfisher@raineslaw.com)  
        ☒ United States Trustee (SA) - [ustpregion16.sa.ecf@usdoj.gov](mailto:ustpregion16.sa.ecf@usdoj.gov)  
        ☒ Sharon Z. Weiss - [sharon.weiss@bclplaw.com](mailto:sharon.weiss@bclplaw.com),  
        [raul.morales@bclplaw.com](mailto:raul.morales@bclplaw.com), [REC\\_KM\\_ECF\\_SMO@bclplaw.com](mailto:REC_KM_ECF_SMO@bclplaw.com), [sharon-weiss-7104@ecf.pacerpro.com](mailto:sharon-weiss-7104@ecf.pacerpro.com)  
        ☒ Mandy Youngblood - [csbk@gmfinancial.com](mailto:csbk@gmfinancial.com)  
        ☒ Roye Zur - [rzur@elkinskalt.com](mailto:rzur@elkinskalt.com), [lwageman@elkinskalt.com](mailto:lwageman@elkinskalt.com);  
        [1648609420@filings.docketbird.com](mailto:1648609420@filings.docketbird.com); [rzur@ecf.courtdrive.com](mailto:rzur@ecf.courtdrive.com)

29          **3. SERVED BY UNITED STATES MAIL:** On February 7, 2025, I served the  
30          following persons and/or entities at the last known addresses in this bankruptcy  
31          case or adversary proceeding by placing a true and correct copy thereof in a sealed

1 envelope in the United States mail, first class, postage prepaid, and addressed as  
2 follows. Listing the judge here constitutes a declaration that mailing to the judge  
3 will be completed no later than 24 hours after the document is filed:

4 Judge: (via overnight mail)

5 Honorable Theodor C. Albert  
6 United States Bankruptcy Court  
7 Central District of California  
411 West Fourth Street, Suite 5085  
Santa Ana, CA 92701-4593

8 20 Largest creditors: (via First Class US Mail)

9 Amtrust Financial Services, Inc.  
10 903 Nw 65Th St. Ste 300  
Boca Raton, FL 33487

11 First Insurance Funding Corporation  
12 450 Skokie Blvd Ste 1000  
Northbrook, IL 60062-7917

13 Premium Assignment Corporation dba IPFS  
14 P.O. Box 412086  
Kansas City, KA 64141-2086

15 Peerless Network  
16 433 W. Van Buren Suite 410  
Chicago, IL 60607

17 The Goodyear Tire And Rubber Co.  
18 P.O. Box 277808  
Atlanta, GA 30384-7808

19 Burtronics Business Systems  
20 P.O. Box 11529  
San Bernardino, CA 92423

21 Mobile Mini -William Scotsman  
22 PO Box 91975  
Chicago, IL 60693-1975

23 Marlin Lease Servicing/Peac  
24 P.O. Box 13604  
Philadelphia, PA 19101-3604

25 Vestis  
26 2680 Palumbo Dr  
Lexington, KY 40509

27 Pape Machinery  
28 P.O. Box 35144  
Seattle, WA 98124-5144

1 The Toll Roads  
2 Violations Department  
Irvine, CA 92619  
3  
4 Oklahoma Turnpike Authority  
Plate-Pay  
5 PO Box 11255  
Oklahoma City, OK 73136  
6  
7 Fastrak Violation Processing Dept  
PO Box 26925  
San Francisco, CA 94126  
8  
9 Velocity Truck Center  
Los Angeles Truck Centers, LLC  
Pasadena, CA 91189-1284  
10  
11 Grainger  
Dept. 887538815  
Palatine, IL 60038-0001  
12  
13 Linebarger Goggan Blair & Sampson  
4828 Loop Central Drive Suite 600  
Houston, TX 77081  
14  
15 Kansas Turnpike Authority  
PO Box 802746  
Kansas City, MO 64180  
16  
17 Florida Dept of Transportation  
PO Box 31241  
Tampa, FL 33631  
18  
19 City of Los Angeles  
Parking Violations Bureau  
PO Box 30420  
Los Angeles, CA 90030  
20  
21 North Texas Tollway Authority  
PO Box 660244  
Dallas, TX 75266

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